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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,)
10 Plaintiff,) No. CR 3:10-mj-70187 MAG
11 v.) ~~PROPOSED~~ STIPULATED
12 CARLOS RAMOS-PINEDO,) ORDER CONTINUING
13 Defendant.) ARRAIGNMENT
14 _____)

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16 The defendant Carlos Ramos-Pinedo is currently charged in a criminal complaint with a
17 single violation of 8 USC § 1326, illegal reentry. In this stipulated order the parties represent
18 that they are finalizing discussions of a pre-indictment fast-track disposition that they
19 anticipate will result in a plea of guilt at the defendant's initial district court appearance.

20 The defendant is currently scheduled to be arraigned on Friday, April 16, 2010 at 9:30
21 a.m. After that date was set, defense counsel became unavailable for that hearing due to a
22 work-related assignment that will take him out of district.

23 The defense has accordingly moved to continue the arraignment until Tuesday, May 4,
24 2010. The government has no objection to this request. The parties agree that good cause
25 exists under Federal Rule of Criminal Procedure 5.1 to extend the date for arraignment, in
26 light of defense counsel's unavailability and the negotiations for a pre-indictment "fast-track"

1 disposition.

2 Therefore, for good cause shown the arraignment on April 16, 2010 at 9:30 a.m. is
3 vacated. The matter shall be added to the duty magistrate's calendar on Tuesday, May 4,
4 2010 at 9:30 a.m. for arraignment on what is anticipated to be an Information. The Court
5 finds that good cause exists under Federal Rule of Criminal Procedure 5.1 to extend the time
6 for arraignment or preliminary hearing.

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8 IT IS SO ORDERED.

9
10 April 12, 2010
11 DATED



BERNARD ZIMMERMAN
United States Magistrate Judge

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13 IT IS SO STIPULATED.

14 April 12, 2010
15 DATED

/s
JOSEPH P. RUSSONIELLO
United States Attorney
Northern District of California
PATRICIA SPALETTA
Special Assistant United States Attorney

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20 April 12, 2010
21 DATED

/s
BARRY J. PORTMAN
Federal Public Defender
Northern District of California
STEVEN G. KALAR
Assistant Federal Public Defender